

CLOSED,TYPE I-FOIA

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:19-cv-01440-EGS**

WITTES et al v. U.S. FEDERAL BUREAU OF  
 INVESTIGATION

Assigned to: Judge Emmet G. Sullivan

Cause: 05:552 Freedom of Information Act

Date Filed: 05/17/2019

Date Terminated: 08/29/2019

Jury Demand: None

Nature of Suit: 895 Freedom of  
 Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**BENJAMIN WITTES**

represented by **Benjamin Leon Berwick**  
 THE PROJECT DEMOCRACY  
 PROJECT, INC  
 15 Main Street  
 Suite 312  
 Watertown, MA 02472  
 (202) 579-4582  
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 Email: [ben.berwick@protectdemocracy.org](mailto:ben.berwick@protectdemocracy.org)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**SCOTT R. ANDERSON**

represented by **Benjamin Leon Berwick**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. FEDERAL BUREAU OF  
 INVESTIGATION**

represented by **Scott Leeson Sroka**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
 555 Fourth Street, NW  
 Washington, DC 20530  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/17/2019	<u>1</u>	COMPLAINT against U.S. FEDERAL BUREAU OF INVESTIGATION ( Filing fee \$ 400 receipt number 0090-6131305) filed by BENJAMIN WITTES, SCOTT ANDERSON. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Summons FBI Summons, # <u>8</u> Summons Attorney General Summons, # <u>9</u> Summons U.S. Attorney Summons)(Berwick, Benjamin) (Attachment 1 replaced on 5/20/2019) (zef, ). (Entered: 05/17/2019)
05/20/2019		Case Assigned to Judge Emmet G. Sullivan. (zef, ) (Entered: 05/20/2019)
05/20/2019	<u>2</u>	SUMMONS (3) Issued Electronically as to U.S. FEDERAL BUREAU OF INVESTIGATION, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 05/20/2019)
05/29/2019	<u>3</u>	STANDING ORDER: The parties are directed to read the attached Standing Order Governing Civil Cases Before Judge Emmet G. Sullivan in its entirety upon receipt. The parties are hereby ORDERED to comply with the directives in the attached

		Standing Order. Signed by Judge Emmet G. Sullivan on 05/29/19. (Attachment: Exhibit 1) (mac) (Entered: 05/29/2019)
06/04/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. FEDERAL BUREAU OF INVESTIGATION served on 5/30/2019 (Berwick, Benjamin) (Entered: 06/04/2019)
06/04/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 5/28/19. (Berwick, Benjamin) (Entered: 06/04/2019)
06/04/2019	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 5/28/2019. Answer due for ALL FEDERAL DEFENDANTS by 6/27/2019. (Berwick, Benjamin) (Entered: 06/04/2019)
06/27/2019	<u>7</u>	ANSWER to Complaint by U.S. FEDERAL BUREAU OF INVESTIGATION.(Sroka, Scott) (Entered: 06/27/2019)
06/28/2019		MINUTE ORDER. Plaintiffs bring this action pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. The parties are directed to meet and confer and propose a joint scheduling order for further proceedings in this case by no later than July 12, 2019. The parties joint proposed scheduling order shall address the following: (1) The status of plaintiffs' FOIA request; (2) The anticipated number of documents responsive to plaintiffs' FOIA request; (3) The anticipated date(s) for release of documents responsive to plaintiffs' FOIA request; (4) Whether a motion for an Open America stay is likely in this case; (5) Whether a Vaughn index will be required in this case; (6) Whether this case would benefit from referral to a Magistrate Judge or the District Court Mediation Program for purposes of settlement; and (7) A proposed briefing schedule for dispositive motions, if applicable. If the parties are unable to agree on a joint recommendation, the joint proposed scheduling order shall include each party's individual recommendations. Signed by Judge Emmet G. Sullivan on 6/28/2019. (lcegs3) (Entered: 06/28/2019)
06/28/2019		Set/Reset Deadlines: Joint Scheduling Order due by 7/12/2019. (mac) (Entered: 06/28/2019)
07/12/2019	<u>8</u>	Joint STATUS REPORT by U.S. FEDERAL BUREAU OF INVESTIGATION. (Sroka, Scott) (Entered: 07/12/2019)
07/15/2019		MINUTE ORDER. In view of the <u>8</u> Joint Status Report, the parties shall file another joint status report by no later than August 29, 2019, updating the Court on the status of Defendant's review of the potentially responsive documents and proposing a joint recommendation for further proceedings. The parties shall file a proposed order with each joint status report. Signed by Judge Emmet G. Sullivan on 7/15/2019. (lcegs3) (Entered: 07/15/2019)
07/16/2019		Set/Reset Deadlines: Joint Status Report due by 8/29/2019. (mac) (Entered: 07/16/2019)
08/29/2019	<u>9</u>	NOTICE of Voluntary Dismissal by SCOTT R. ANDERSON, BENJAMIN WITTES (Berwick, Benjamin) (Entered: 08/29/2019)